

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

ROBERT J. SMITH, JR., Individually and as Special  
Administrator of the Estate of ROBERT J. SMITH, )  
SR., )  
Plaintiff, )

v. )

Case No.:

MERCK & CO., INC., also d/b/a MERCK, SHARP )  
AND DOHME and d/b/a MSD SHARP & DOHME )  
GmbH, et al., )  
Defendants. )

**JURY TRIAL DEMANDED**

**G.D. SEARLE LLC, PHARMACIA CORPORATION AND PFIZER INC.'S  
CERTIFICATION OF CONSENT AND AGREEMENT TO JOIN IN REMOVAL**

Defendants, G.D. Searle LLC, Pharmacia Corporation f/k/a Monsanto Company that was organized in 1933 (improperly captioned in Plaintiff's Complaint as "Monsanto Company"), and Pfizer Inc., (collectively "Defendants"), by and through their attorneys and without waiving any defenses in this action, hereby certify that they join in and consent to the removal of the above-captioned action, from the Circuit Court of Madison County, Illinois, to the United States District Court for the Southern District of Illinois, East St. Louis Division, pursuant to 28 U.S.C. § 1332, 1441, and 1446.

Dated: October 31, 2006

By: /s/ Robert H. Shultz, Jr.  
HEYL, ROYSTER, VOELKER & ALLEN  
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Attorneys for G.D. Searle LLC,  
Pharmacia Corporation f/k/a Monsanto  
Company that was organized in 1933  
(improperly captioned in Plaintiff's  
Complaint as "Monsanto Company"),  
and Pfizer Inc.